

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

DANNY E. HOOKS, :

Petitioner, :

vs. : Case No.: C1 00 054

BETTY MITCHELL, WARDEN, : JUDGE: JAMES GRAHAM

Respondent. : MAGISTRATE JUDGE: NORA KING

.. .. : ..

APPOINTED COUNSEL'S CONSENT TO DISMISSAL

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APPOINTED COUNSEL'S CONSENT TO DISMISSAL

On October 7, 2004, appointed counsel filed a Suggestion of Death. [Doc. No. 58]. On October 12, 2004, the Court Ordered that the parties show cause, if any, why the instant action should not be dismissed. [Doc. No. 59].

Appointed counsel for Petitioner consents to the dismissal. Since Petitioner Danny Hooks has now died of natural causes, there is no reason to proceed with the instant litigation.

Respectfully submitted,

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Counsel for Petitioner,
Danny E. Hooks

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he electronically forwarded a copy of the within *Appointed Counsel's Consent to Dismissal* upon Charles L. Wille and Heather L. Gosselin, Assistant Attorney Generals, Capital Crimes Section, 30 E. Broad Street, 23rd Floor, Columbus, OH 43215-3428, this _____ day of November, 2004.

Dennis L. Sipe
Counsel for Petitioner,
Danny E. Hooks